

Wetlands Bureau Decision Report

Decisions Taken
10/06/2003 to 10/10/2003

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

1999-02545

BABIN, MICHAEL

CHESTER Unnamed Wetland Unnamed Stream

Requested Action:

Retain approximately 26,516 sq. ft. of fill for access and lot development; fill an additional 15,184 sq. ft. of wetlands for the construction/upgrade of a road and installation of a 4 ft. x 16 ft. box culvert and 15 in. culverts to access a proposed 10-lot subdivision on 48 acres. Mitigate by restoring 19,980 sq. ft. of emergent and shrub wetland and providing a Conservation Easement on 33.61 acres.

Inspection Date: 06/15/2000 by Gino E Infascelli

Inspection Date: 11/01/2001 by Gino E Infascelli

APPROVE PERMIT:

Retain approximately 26,516 sq. ft. of fill for access and lot development; fill an additional 15,184 sq. ft. of wetlands for the construction/upgrade of a road and installation of a 4 ft. x 16 ft. box culvert and 15 in. culverts to access a proposed 10-lot subdivision on 48 acres. Mitigate by restoring 19,980 sq. ft. of emergent and shrub wetland and providing a Conservation Easement on 33.61 acres.

With Conditions:

1. All work shall be in accordance with plans by Eric Mitchell & Assoc, Inc. dated January 27, 2003, received by the Department on May 1, 2003 except as superseded by Sheet 17 of 17 titled Wetland Restoration Plan (REV:B) and Sheet P3 (REV:B) both received on July 1, 2003.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. The deed, which accompanies the sales transaction for each of the lots in this subdivision, shall contain condition #2 of this approval.
4. The deed, which accompanies the sales transaction for each of the lots, where wetlands restoration or monitoring will occur, shall allow access for those purposes.
5. This permit is contingent on approval by the DES Site Specific Program.
6. This permit is contingent on approval by the DES Subsurface Systems Bureau.
7. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
8. Work shall be done during low flow.
9. Orange construction fencing shall be placed at the limits of construction adjacent to wetlands to prevent accidental encroachment.
10. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. Proper headwalls shall be installed.
13. The designated engineer shall conduct a pre-construction meeting during which all details of the approved plans and permit conditions are discussed and explained to all contractors responsible for any work conducted under this permit. The applicant shall provide a record of attendance to this file within 30 days after the meeting.
14. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to further construction.

Wetland Restoration:

15. This permit is contingent upon the restoration of approximately 19,980 sq. ft. of wetlands in accordance with plans received on July 1, 2003 specifically Sheet 17 of 17 and Sheet P3 ("the Restoration Plan").

16. The schedule for restoration shall coincide with site development, unless conducted prior to the remaining site development, and in any case shall be completed by July 1, 2004.
17. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 30 days of the completion of construction.
18. The permittee shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
19. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
20. Any changes or alterations to the Restoration Plan shall be in writing and approved by the DES in writing prior to implementing any such changes or alterations.
21. Seed mix used in the restoration shall not contain reed canary grass.
22. Any organics used to amend the soil shall not contain any manure.
23. Machinery shall not be used in undisturbed wetland areas. Where machinery is required for restoration purposes, BMP's shall be used to avoid soil compaction.
24. The restoration area shall be properly constructed, monitored, managed in accordance with approved final restoration plans, and the entire restoration area shall be preserved from future development.
25. Wetland soils from areas vegetated with purple loosestrife shall not be used in the wetland restoration site. The potential for the establishment of the invasive species should be considered by the permittee in upland areas where spoils may be spread to limit its further establishment.
21. Wetland construction and enhancement areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or it shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
22. Wetland construction and enhancement areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas similar to those of the wetlands previously impacted at this area. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydraulic regime.
23. The permittee shall designate a certified wetland scientist who will have the responsibility to assure that the restoration area is restoration accordance with the Restoration Plan, that monitoring is accomplished in a timely fashion, and remedial measures are taken if necessary. The Wetlands Bureau shall be notified in writing by the permittee of the designated certified wetland scientist prior to the start of work and if there is a change of status during the project. The designated certified wetland scientist shall also notify the file in writing if there is a change of status during the project.
24. The designated certified wetland scientist shall monitor the initial construction of the mitigation area to assure the work is accomplished in accordance with the plan, and that the necessary soil, water and vegetation is present upon completion of work. Site monitoring shall include a plan for removing invasive species and shall be reviewed by the Wetlands Bureau prior to implementation.
25. The certified wetland scientist shall conduct a follow-up inspection after the first growing season, to review the success of the restoration area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by September 15 of that year. Similar inspections, reports and remedial actions shall be undertaken after the second and third years following the initial completion of each restoration site. Reports shall be submitted by September 15, 2005 and September 15, 2006.
26. After at least five full growing seasons, the certified wetland scientist shall delineate the wetlands within the restoration site and document the delineation with data forms and depict the delineation as an overlay of the final as-built plans.
27. The permittee shall control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.

Wetland preservation:

28. This permit is contingent upon the execution of a conservation easement on 33.61 acres as depicted on plans received July 1, 2003.
29. The conservation easement areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.
30. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the sale of any lot.

31. The language for the deed restriction shall be recorded with the Registry of Deeds Office for each lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau.
32. The conservation easement areas shall be marked by stakes and signs indicating the location and restrictions of the area prior to further construction, and by monuments prior to the sale of any lot.
33. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.
34. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(c), alteration of more than 20,000 sq. ft. of nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on June 15, 2000 and November 1, 2001. Field inspection determined that:
 - a. The requested impacts of 19,000 sq. ft. were not accurate;
 - b. Additional impacts were found including the rutting and disturbance of more than 400 linear feet of a stream channel, its banks and associated wetlands;
 - c. The stream disturbance included the removal of at least one beaver dam and
 - d. The plans did not accurately show the wetlands in accordance with the 1987 Federal manual as there was an undetermined amount of jurisdictional areas filled without a permit and were not shown on the plans at the time of the inspection.
6. The applicant's consultant submitted plans on September 12, 2001 confirming the additional wetland impacts not previously applied for but noted by the June 15, 2000 inspection report and as item 6d above.
7. Research found and information included in the file indicates:
 - a. The wetlands on the site were identified for the applicant in 1988 utilizing high intensity soils mapping;
 - b. The incomplete wetlands application (1996-0007) filed in 1996 was denied on February 18, 1998.
 - c. The plans received in 1996 clearly show the very poorly drained soils in the area of the stream that was dredged.
8. The Conservation Commission comments noted concerns including the impact on the watershed areas leading to the Exeter River and cumulative impacts from the subdivision.
9. The site is not within the protected area provided by RSA 483, Rivers Management and Protection Act. The submittal of a master plan to assess cumulative impacts under Administrative Rule Wt 304.09 does not pertain for this last phase as the previous phases did not require a dredge and fill permit.
10. The applicant has submitted plans meeting the criteria set forth in the letter by the DES on June 29, 2000.
11. The modification of the plans including changing the 36 in. culvert to a box culvert is appropriate for this area.
12. A large portion of the site in the area to be developed is disturbed from a gravel removal operation and most of the area to be placed in conservation easement is undisturbed.
13. The mitigation component of the application is consistent with draft guidelines utilized during the application process.
14. The public hearing is waived with the finding that the overall project impacts will not significantly impair the resources of this palustrine wetland ecosystem.

2003-00194 PORTSMOUTH, CITY OF
PORTSMOUTH Piscataqua River

Requested Action:

Revise permit conditions to impact 8,640 square feet of tidal waters between the highest observable tide line and the mean high tide line at four (4) locations for shoreline stabilization using stone fill with a minimum size of six inches, and impact 23,660 square feet of the upland tidal buffer zone for the installation of one (1) culvert and associated level spreader system, and the construction of 5-foot wide stone dust trails, four (4) overlook/access points, the installation of guardrail and informational signs, and the repaving, curbing, and marking of the handicapped parking spaces in the parking lot. Project impacts total 32,300 square feet within tidal waters and the upland tidal buffer zone.

Inspection Date: 04/01/2003 by Christina Altimari

APPROVE AMENDMENT:

Revise permit conditions to impact 8,640 square feet of tidal waters between the highest observable tide line and the mean high tide line at four (4) locations for shoreline stabilization using stone fill with a minimum size of six inches, and impact 23,660 square feet of the upland tidal buffer zone for the installation of one (1) culvert and associated level spreader system, and the construction of 5-foot wide stone dust trails, four (4) overlook/access points, the installation of guardrail and informational signs, and the repaving, curbing, and marking of the handicapped parking spaces in the parking lot. Project impacts total 32,300 square feet within tidal waters and the upland tidal buffer zone.

With Conditions:

1. REVISED CONDITON: All work shall be in accordance with plans by Oak Point Associates; sitework plans dated February 12, 2003, with revisions dated April 30, 2003, and received by DES on May 14, 2003; erosion control plans dated February 12, 2002, with revisions dated March 5, 2003, and received by DES on May 14, 2003; landscape plans dated May 9, 2003, and received by DES on May 14, 2003; shoreline stabilization plans dated January 10, 2003, with revisions dated June 2, 2003, and received by DES on June 4, 2003; and shoreline stabalization plan for the pool area (Sheet SK-C1) dated October 1, 2003, and received by the department on October 1, 2003.

**2003-00514 MARIQUE, GARY & SUE
MILTON Northeast Pond**

Requested Action:

Maintain an existing brook channel by dredging accumulated sand from 3750 sqft to an elevation of 413.5 ft from an un-named tributary to Northeast Pond, Milton.

Conservation Commission/Staff Comments:

No Con Com response by 05/20/03

Inspection Date: 07/10/2003 by Dale R Keirstead

APPROVE PERMIT:

Maintain an existing brook channel by dredging accumulated sand from 3750 sqft to an elevation of 413.5 ft from an un-named tributary to Northeast Pond, Milton.

With Conditions:

1. All work shall be in accordance with plans dated March 6, 2003 revised September 25, 2003, as received by the Department on September 30, 2003.
2. Area shall be regraded to original contours following completion of work.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
6. Work shall be done during low flow/drawdown.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(g), removal of more than 20 cu yd from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. DES Staff conducted a field inspection of the proposed project on July 10, 2003. Field inspection determined the need for the proposed dredge.
5. The source of the sand appears to be the applicants beaches on each side of the stream channel.
6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of Northeast Pond.

-Send to Governor and Executive Council-

2003-01427 NH GAS CORP
KEENE Tributary To Ash Swamp Brook

Requested Action:

Temporarily disturb 34,217 square feet of palustrine emergent, scrub-shrub and forested wetlands to install approximately 4,132 linear feet of pipeline to provide gas to a commercial complex

Conservation Commission/Staff Comments:

Conservation Commission voted not to intervene in the project. No additional comments provided.

Inspection Date: 08/28/2003 by Jeffrey D Blecharczyk

APPROVE AMENDMENT:

Temporarily disturb 34,217 square feet of palustrine emergent, scrub-shrub and forested wetlands to install approximately 4,132 linear feet of pipeline to provide gas to a commercial complex

With Conditions:

1. All work shall be in accordance with plans by CVES, Inc. dated June 12, 2003, as received by the Department on June 30, 2003.
2. Construction workspace shall be limited to the 40-ft construction right-of-way as depicted on the approved plans, unless further authorization is received pursuant to condition #3 below.
3. All additional temporary workspace outside of the approved construction right-of-way shall be located at least 20 ft. from any wetland or watercourse or the further approval of the NHDES Wetlands Bureau shall be obtained prior to use of the workspace.
4. The applicant shall notify in writing NHDES Wetlands Bureau and the Keene Conservation Commission of their intention to commence construction no less than five (5) business days prior to the commencement of construction.
5. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to insure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
6. The applicant shall notify NHDES Wetlands Bureau in writing within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
8. Any clearing required in utility line rights-of-way shall be in accordance with the "Best Management Practices for Erosion Control on Timber Harvesting Operations in New Hampshire." Timber, slash and/or chips shall be removed from wetland areas and shall not be buried in wetlands.
9. Topsoil in wetlands shall be stripped and segregated from subsoil during construction. Wetland topsoils shall be stockpiled separately from subsoils and shall be restored following backfill.
10. Timber or natural fiber mats, corduroy, or temporary rock fill shall be used to stabilize the right-of-way in wetlands. These materials shall be entirely removed from wetlands during restoration.
11. Wetlands shall be restored to their pre-construction conditions within the right-of-way, including restoration of original grades, within 5 days of backfill.
12. A post-construction report documenting status of wetlands restoration shall be submitted to the Wetlands Bureau within six

weeks of the completion of construction.

13. The right-of-way shall be monitored and a written report documenting its condition shall be submitted to the Wetlands Bureau by July 15 of the year following construction. The construction report shall include photographic documentation. The Wetlands Bureau shall require subsequent monitoring and may require corrective measures if the right-of-way is not adequately stabilized and restored.

14. Wetland restoration shall not be considered successful if sites are newly invaded by nuisance species such as common reed or purple loosestrife during the first full growing season following the completion of construction. The applicant shall work with DES to attempt to eradicate nuisance species newly found along the pipeline right-of-way during this same period.

15. Wetland restoration of temporary impact areas shall have at least 75% successful establishment of wetlands vegetation after one (1) growing season, or they shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

16. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

17. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.

18. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.

With Findings:

1. This project proposes to impact 34,217 sq ft of jurisdictional non-tidal wetlands and is therefore a major impact project per Administrative Rule Wt 303.02(c), alteration of more than 20,000 sq ft of nontidal jurisdictional wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.

5. DES Staff conducted a field inspection of the proposed project on August 28, 2003. Field inspection determined the application and plan accurately depict the project site.

6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this wetland ecosystem.

7. The project will temporarily disturb approximately 165,000 square feet of terrain to include directional boring, and work within existing utility right-of-ways, with provisions to stabilize the area upon completion. The contiguous area of disturbance is less than 100,000 square feet

8. The applicant has provided adequate means for controlling and minimizing the potential loss of sediments and containing erosion onsite.

2003-01687 HERRING, STEPHANIE
DOVER Piscataqua River

Requested Action:

Construct a 4 ft. x 10 ft. set of stairs leading to a 6 ft. x 60 ft. permanent pier, supported by pilings, and 3 ft. x 30 ft. ramp leading to 10 ft. x 20 ft. float, providing two slips on 650 feet of frontage along the Piscataqua River in Dover.

Inspection Date: 10/06/2003 by Christina Altimari

APPROVE PERMIT:

Construct a 4 ft. x 10 ft. set of stairs leading to a 6 ft. x 60 ft. permanent pier, supported by pilings, and 3 ft. x 30 ft. ramp leading to 10 ft. x 20 ft. float, providing two slips on 650 feet of frontage along the Piscataqua River in Dover.

With Conditions:

1. All work shall be in accordance with plans by Pickering Marine Corporation dated July 15, 2003, as received by the Department

on July 25, 2003.

2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. This permit shall not be effective until recorded at the Registry of Deeds Office by the permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau prior to construction.
5. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain in until the area is stabilized.
6. The decking of the dock shall have a minimum of 6 ft. clearance from the surface of the mud flat and shall have 3/4-inch spacing between the decking planks and the ramp shall have a minimum of 3 ft. clearance from the surface of the mud flat.
7. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
8. Work shall be done during low tide.
9. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
10. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(a), projects in tidal waters.
2. Public hearing is waived based on DES staff field inspection on October 5, 2003 with the finding that the project impacts will not significantly impair the resources of this tidal river.
3. The Pease Development Authority - Division of Ports and Harbors has reviewed the plans and determined that the proposed dock does not impede navigation.
4. This dock is consistent with other tidal dock approvals in the seacoast region.

-Send to Governor and Executive Council-

MINOR IMPACT PROJECT

1999-00318 TOMANELLI, CARL/MARTHA
WOLFEBORO Unnamed Wetland

Requested Action:

Approve name change to: Scott & Amanda Fernandez, RR2, Box 1157, Alton NH 03809 per request received 10-07/03

Conservation Commission/Staff Comments:

Cons. com. recommends a site visit.

Inspection Date: 04/11/1999 by John J St. John

APPROVE NAME CHANGE:

Install an 18 in. x 20 ft. culvert and fill 1,350 sq. ft. of palustrine forested wetland for driveway access and lot development. All work shall be conducted in accordance with plans received on July 8, 1999.

With Conditions:

1. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. Culvert outlets shall be properly rip rapped.

4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. The deed which accompanies the sales transaction for this lot shall contain condition # 2 of this approval.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2002-00951

SCRIBNER, DIANE

PLYMOUTH Unnamed Stream Glove Hollow Brook

Requested Action:

Approve after the fact impacts to 1000 square feet along 89 linear feet of intermittent stream to install a 24-inch x 20 foot culvert, a plunge pool and a settling basin for access to an existing horse barn.

APPROVE AFTER THE FACT:

Impact 1000 square feet along 89 feet of intermittent stream to install a 24-inch x 20 foot culvert, a plunge pool and a settling basin for access to an existing horse barn.

With Conditions:

1. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
2. This permit is granted to maintain the agricultural use of this lot. If this lot is no longer used for this purpose the area of impact shall be restored to preexisting conditions.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(l); Projects that alter the course of or disturb less than 200 linear feet of an intermittent or perennial nontidal stream or river channel or its banks and do not meet the criteria for minimum impact under Wt 303.04(n).
2. DES Staff conducted a field inspection of the project on March 31, 2003. Field inspection determined impacts were within jurisdiction.
3. Applications received after the work is completed shall be subject to the same review as given any other application, per Rule Wt 204.06.
4. The proposed culvert extension is protecting water quality as the horses will be kept outside of the stream channel.
5. Work within the stream channel was approximately 10 ft from the southern abutting property (Plymouth, Tax Map 12-2-18.
6. The applicant has submitted a letter of permission from the affected abutter pursuant to Rule Wt 304.04, Setback from Property Lines.
7. The applicant has demonstrated that this is the most reasonable alternative for the site in accordance with Rules Wt 302.03 and Wt 304.16.
8. The applicant has demonstrated that this project will not result in increased environmental impact.
9. The Department hereby waives Rule Wt 302.04(d)(4) based on findings 4 through 8 above.

2002-01960

NH FISH & GAME DEPARTMENT

PITTSFIELD Suncook River

Requested Action:

Amend permit to show change in approved plans showing different slope of ramp and using 3 ft by 12 ft concrete planks.

Conservation Commission/Staff Comments:

The conservation commission has not commented on the project.

Inspection Date: 11/21/2002 by Jocelyn S Degler

APPROVE AMENDMENT:

Dredge and fill 3677 sq ft within the bank and channel of the Suncook River to install 43 linear ft of precast, concrete plank boat ramp and install a 12 foot x 12 foot permanent fishing pier reaching 4 ft into the water from the ordinary high water line on 220 feet of shoreline frontage.

With Conditions:

1. All work shall be in accordance with plans by NH Fish and Game dated November 2001 and revised through July 2003, as received by the Department on August 12, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during low flow.
4. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee.
5. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
6. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and water at the work site has returned to normal clarity.
7. Appropriate siltation/erosion controls, shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
8. There shall be no cutting of vegetation or removal of any stumps from the bank except for the area within which construction of the ramp will take place.
9. The ramp approach shall be crowned so that drainage is directed away from the center of the ramp.
10. Prior to construction the applicant shall provide a planting plan for the storm water treatment swale to the east of the proposed boat ramp.
11. This is a seasonal facility and it is to be barred by a locked gate during the non-boating season.
12. Applicant shall be responsible for the following:
 - A. providing a handicapped parking spot,
 - B. providing a kiosk where state and local agencies can post notices, or rules and restrictions regarding responsible boating and environmental practices.
13. The boat ramp shall be utilized indefinitely as a public access to the Suncook River and shall not change in use.
14. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
15. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
16. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 7 days by seeding and mulching.
17. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 7 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
18. Silt fencing must be removed once the area is stabilized.
19. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Storm water Runoff Manual (January, 1996) and the Storm water Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
20. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(c), Projects that involve dredge, fill, or construction of a permanent structure in a stream or marsh that do not meet the criteria of Wt 303.02, except those projects in streams which meet the criteria of Wt 303.04(g).
2. NH Fish and Game is required by RSA 233-A to provide public access to state owned waters for recreation.
3. The applicant has an average of 220 feet of frontage along the Suncook River.
4. A maximum of 3 slips may be permitted on this frontage per Rule Wt 402.14, Frontage Over 75'.
5. This is a public access fishing facility specifically designed for handicapped access.

6. This facility is seasonal and the applicant has specifically agreed to condition #11.
7. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
8. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
9. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
10. DES Staff conducted a field inspection of the proposed project on November 21, 2002. Field inspection determined the proposed structures will not cause a navigational hazard and sand migration does not appear to be a problem at this location.
11. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this riverine ecosystem.

2003-01797 KRAPF JR, RICHARD
CARROLL Unnamed Wetland

Requested Action:

Dredge and fill approximately 6,900 square feet of previously disturbed palustrine forested wetlands to upgrade access for a single family residence

APPROVE PERMIT:

Dredge and fill approximately 6,900 square feet of previously disturbed palustrine forested wetlands to upgrade access for a single family residence

With Conditions:

1. All work shall be in accordance with plans by Down to Earth Design & Construction Co. dated July 8, 2003, as received by the Department on August 14, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
5. Proper headwalls shall be constructed within seven days of culvert installation.
6. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
7. No fill shall be done for lot development.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The Department has determined this project will not have a negative impact on the environment.

**2003-01798 COTE, JOHN & SYLVIA
MANCHESTER Merrimack River**

Requested Action:

Construct 1,319 sq. ft. of stone rip-rap erosion protection along 100 linear feet of riverbank to stabilize a highly eroded slope which currently jeopardizes the integrity of the adjacent home foundation, replace and reconfigure a deteriorated wooden stairway, including a 10 sq. ft. enlargement to a concrete landing to access an existing dock, located on 143.5 feet of shoreline frontage on the Merrimack River.

Conservation Commission/Staff Comments:

The Manchester Conservation Commission has visited the site, reviewed the application and "... has no objections to permitting the proposed work."

APPROVE PERMIT:

Construct 1,319 sq. ft. of stone rip-rap erosion protection along 100 linear feet of riverbank to stabilize a highly eroded slope which currently jeopardizes the integrity of the adjacent home foundation, replace and reconfigure a deteriorated wooden stairway, including a 10 sq. ft. enlargement to a concrete landing to access an existing dock, located on 143.5 feet of shoreline frontage on the Merrimack River.

With Conditions:

1. All work shall be in accordance with plans by TFMoran, Inc. dated July 12, 2003, as received by the Department on August 14, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
3. Work shall be performed in the dry, during draw down/ low flow conditions of the Merrimack River to be coordinated with the PSNH fall release period at the Amoskeag Dam in Manchester.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
5. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
6. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(1), placement of rip-rap erosion protection along 100 linear feet of shoreline on the Merrimack River.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2003-01860 COTE, DAVID,CAROL,CECILE & JEN
TEMPLE Unnamed Wetland**

Requested Action:

Fill approximately 5,000 square feet of palustrine forested wetlands to construct a common driveway for access to two residential lots

Conservation Commission/Staff Comments:

No comments provided by the Conservation Commission

APPROVE PERMIT:

Fill approximately 5,000 square feet of palustrine forested wetlands to construct a common driveway for access to two residential lots

With Conditions:

1. All work shall be in accordance with plans by Todd Land Use Consultants dated August 14, 2003, as received by the Department on August 20, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback on lots 8-7-1 and 8-7-2 identified on Town of Temple Tax Map 8A.
4. Work shall be done during low flow.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01975 EXETER, CONSERVAION COMMISSION

EXETER Norris Brook

APPROVE PERMIT:

Impact 4,200 square feet of previously disturbed nontidal wetlands for the installation of two 18-inch culverts and the enhancement of an existing forest road/trail to provide access for forestry, public restoration, and safety vehicles to the Exeter Town Forest.

With Conditions:

1. All work shall be in accordance with plans by Moreno Forestry Associates dated October 2001, as received by the Department on August 25, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01, as the proposed road is needed to provide access for forestry, public recreation, and safety vehicles to the publicly owned Exeter Town Forest.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03, as the impacts are proposed in an area that was previously disturbed for use as a PNGTS gas line easement and a woods road.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The NH Natural Heritage Inventory (NHNHI) has record of one state endangered plant species within the project vicinity, Sharp-flowered manna-grass (*Glyceria acutiflora*). NHNHI has provided documentation that the identified endangered plant species does not exist within the bounds of the proposed project, and therefore will not be impacted as a result of the project.

2003-02002 MELO, HORATIO & CYNTHIA
MEREDITH Lake Winnepesaukee

Requested Action:

Excavate 240 sq ft and dredge 0.6 cu yd from 12 sq ft of lakebed to construct a 12 ft x 20 ft perched beach, utilizing 10 cu yds of sand, surrounded by 54 linear ft of rock wall, with 4 ft wide stone steps accessing the beach and the water, install a 11 ft x 18 ft 6 in seasonal boatlift, install a 12 ft x 25 ft seasonal canopy, and relocate existing seasonal jet ski lifts adjacent to an existing 6 ft x 40 ft seasonal dock on an average of 90 ft of frontage on Cummings Cove, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objection to the project.

APPROVE PERMIT:

Excavate 240 sq ft and dredge 0.6 cu yds from 12 sq ft of lakebed to construct a 12 ft x 20 ft perched beach, utilizing 10 cu yds of sand, surrounded by 54 linear ft of rock wall, with 4 ft wide stone steps accessing the beach and the water, install a 11 ft x 18 ft 6 in seasonal boatlift, install a 12 ft x 25 ft seasonal canopy, and relocate existing seasonal jet ski lifts adjacent to an existing 6 ft x 40 ft seasonal dock on an average of 90 ft of frontage on Cummings Cove, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Folsom Design Group dated August 20, 2003, as received by the Department on August 29, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Dredged and excavated material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. All seasonal structures shall be removed for the non-boating season.
9. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
10. The steps installed for access to the water shall be located completely landward of the normal high water line.

11. No more than 10 cu yd of sand may be used and all sand shall be located above the normal high water line.
12. This permit shall be used only once, and does not allow for annual beach replenishment.
13. The permittee shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
14. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
15. Canopies shall be of seasonal construction type with a cover of flexible fabric that shall be removed for the non-boating season.
16. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
17. Work shall be done during drawdown.
18. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(g), removal of no more than 20 cubic yards of material from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-02005 DAYHILL, DANA
ALTON Lake Winnepesaukee

Requested Action:

Permanently remove an existing nonconforming 12 ft x 20 ft 3 in deck connected to an existing 4 ft x 24 ft 2 in dock, and replace with a 6 ft x 32 ft 6 in piling pier connected to a 6 ft x 20 ft 3 in walkway, with (2) fender pilings and (1) 3-piling ice cluster on an average of 104 ft of frontage on Rattlesnake Island, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objection to project.

APPROVE PERMIT:

Permanently remove an existing nonconforming 12 ft x 20 ft 3 in deck connected to an existing 4 ft x 24 ft 2 in dock, and replace with a 6 ft x 32 ft 6 in piling pier connected to a 6 ft x 20 ft 3 in walkway, with (2) fender pilings and (1) 3-piling ice cluster on an average of 104 ft of frontage on Rattlesnake Island, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated August 21, 2003, as received by the Department on August 29, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Removed materials shall be placed outside of the jurisdiction of the DES Wetlands Bureau prior to new construction.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.

8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. These shall be the only structures on this water frontage and all portions of the dock shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
10. Support pilings shall be spaced at least 12 ft apart as measured center to center.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a 2-slip piling pier.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. Construction of a permanent pier to access island property accessible by boat only is justified.

2003-02085 NH DEPT OF TRANSPORTATION
LEMPSTER Unnamed Wetland

Requested Action:

Replace and extend an 18 in. culvert to be 44 ft., construct an apron on the outlet end and replace headwalls impacting a total of 360 sq. ft. (160 sq. ft. temporary).

APPROVE PERMIT:

Replace and extend an 18 in. culvert to be 44 ft., construct an apron on the outlet end and replace headwalls impacting a total of 360 sq. ft. (160 sq. ft. temporary). NHDOT project #M215-12.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 2 dated 9/9/03 as received by the Department on September 15, 2003.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(a), alteration of a marsh and not meeting the criteria as a major project.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

MINIMUM IMPACT PROJECT

2000-01848 DRAPER, TOM
HANCOCK Nubanusit Lake

Requested Action:

Amend permit to modify the dimensions of the existing seasonal walkway and to add a winching system to the seasonal structure.

APPROVE AMENDMENT:

Repair/replace an existing concrete dock that measures 14'5" to 15'6" wide and 30'3" to 29'10" long and replace an existing 3'x32' seasonal access walkway with a 2'8" x 40' seasonal walkway with winching system on 400' of frontage.

With Conditions:

1. All work shall be in accordance with revised plans by Daniel V. Scully Architects dated September 25, 2003, as received by the Department on October 6, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit does not allow for maintenance dredging.
4. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
5. Repairs, except as specifically noted in this approval, shall maintain existing size, location and configuration.
6. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
8. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that there will be no disturbance to migratory waterfowl breeding areas or fish spawning areas.

2001-01496 LUND, JAMES N
ALTON Unnamed Wetland

Requested Action:

Approve request to fill approximately 600 sq.ft. in Area C for driveway crossing (30' x 12" culvert) to address safety issues and fill approximately 765 square feet of fill as shown on plan received September 29, 2003.

APPROVE PERMIT:

Approve request to fill approximately 600 sq.ft. in Area C for driveway crossing (30' x 12" culvert) to address safety issues and fill approximately 765 square feet of fill as shown on plan received September 29, 2003.

With Conditions:

1. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

3. This approval shall not preclude the State of New Hampshire from taking any further enforcement actions relative to this matter.

2002-02479 CARYE, BARBARA/RAYMOND
GILFORD Unnamed Wetland

Requested Action:

Approve after the fact disturbance of 40 square feet of wet meadow to install 17 fence posts for a 350 foot chain link fence.

Conservation Commission/Staff Comments:

The conservation commission voted to approve the after-the-fact application at their meeting June 24, 2003.

APPROVE AFTER THE FACT:

Dredge and fill 40 square feet of wet meadow to install 17 fence posts for a 350 foot chain link fence.

With Conditions:

1. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f) Projects involving alteration of less than 3000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction per Wt 302.03.
4. The fence is providing protection for the wetland as there has been an issue of trespass in the past.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
6. DES recognizes that file 1998-1989, for the construction of a pond on the abutting property, was considered adjacent to prime wetlands. However, based on the nature of this project and the fact this project will not impact the hydrology of the area, or the micro ecosystem the current project is not considered to be adjacent to the prime wetland.
7. Placement of the fence is approximately 1 ft from the northwestern abutting property (Gilford, Tax Map 224-038.000).
8. The applicant has demonstrated that this is the most reasonable alternative for the site in accordance with Rules Wt 302.03 and Wt 304.16.
9. The applicant has demonstrated that this project will not result in increased environmental impact.
10. Based on site inspection by DES Personnel on December 11, 2002, the installation of the fence will not have any impacts on the functions and values of the prime wetland number 6.
11. The Department hereby waives Rule Wt 302.04(d)(4) based on findings 7 through 10 above.
12. Applications received after the work is completed shall be subject to the same review as given any other application, per Rule Wt 204.06.

2003-00983 NHDES/FRANKLIN WWTF WINNIPESAUKEE BASIN
FRANKLIN Merrimack River

Requested Action:

Confirm Emergency Authorization to dredge 600 square feet to reset the inlet and outlet of the existing 36-inch culvert and riprap banks as needed to prevent further erosion.

Conservation Commission/Staff Comments:

The conservation commission did not comment on this application.

CONFIRM EMERGENCY AUTHORIZATION:

Dredge 600 square feet to reset the inlet and outlet of the existing 36-inch culvert and riprap banks as needed to prevent further erosion.

With Conditions:

1. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(x) Maintenance, repair or replacement of culverts and their associated headwalls.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01020 GRANT, STANLEY
LACONIA Lake Winnepesaukee

Requested Action:

Retain (1) 14 ft x 30 ft seasonal canopy and (1) 12 ft x 30 ft seasonal canopy attached to an existing 8 ft 8 in x 35 ft crib dock, connected to an existing 4 ft 6 in x 35 ft piling pier by an existing 24 ft 6 in x 18 ft crib supported walkway, with (4) existing tie-off pilings, on an average of 100 ft of frontage on Hoits Point, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. requested that DES consider abutter's views before agreeing to A-T-F for two canopies

APPROVE AFTER THE FACT:

Retain (1) 14 ft x 30 ft seasonal canopy and (1) 12 ft x 30 ft seasonal canopy attached to an existing 8 ft 8 in x 35 ft crib dock, connected to an existing 4 ft 6 in x 35 ft piling pier by an existing 24 ft 6 in x 18 ft crib supported walkway, with (4) existing tie-off pilings, on an average of 100 ft of frontage on Hoits Point, Lake Winnepesaukee.

With Conditions:

1. These structures, as shown on the plans by Watermark Marine Construction dated April 10, 2003, received by the Department on May 27, 2003, shall be the only structures on this water frontage.
2. This approval shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. Canopies shall be of flexible fabric and shall be removed for the non-boating season.
5. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that any of these "existing structures" were not previously permitted or grandfathered.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a), modification of an existing 3-slip non-conforming docking structure.
2. DES has determined that the canopies existed prior to the formalized canopy policy of July 17, 2003.

2003-01759 UNIVERSITY OF NEW HAMPSHIRE
DURHAM Unnamed Wetland

Requested Action:

Fill 900 square feet of wetlands in an existing drainage ditch for the construction of a manure solids separator building, which will require the relocation and extension of the existing culvert to facilitate drainage into the wetland.

Inspection Date: 10/06/2003 by Christina Altimari

APPROVE PERMIT:

Fill 900 square feet of wetlands in an existing drainage ditch for the construction of a manure solids separator building, which will require the relocation and extension of the existing culvert to facilitate drainage into the wetland.

With Conditions:

1. All work shall be in accordance with plans by Gove Environmental Services, Inc. dated July 25, 2003, as received by the Department on August 4, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon its completion.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3,000 square feet of wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES site inspection on October 6, 2003 finds that the area to the southwest of the storage tank is significantly graded and contains additional wetlands at the toe of the slope, therefore supporting that the building is proposed in the least impacting location.

2003-01789 HAMPTON, TOWN OF
HAMPTON Meadow Pond Estuary

Requested Action:

Dredge 43,289 square feet of tidal wetland to restore the native vegetation of an 8 acre degraded saltmarsh along Meadow Pond by reducing the dominance of invasive Phragmites. Restoration techniques to be implemented will include Open Marsh Water Management (OMWM), tidal creek construction, removal of surface sediments and herbicide treatment.

APPROVE PERMIT:

Dredge 43,289 square feet of tidal wetland to restore the native vegetation of an 8 acre degraded saltmarsh along Meadow Pond by reducing the dominance of invasive Phragmites. Restoration techniques to be implemented will include Open Marsh Water Management (OMWM), tidal creek construction, removal of surface sediments and herbicide treatment.

With Conditions:

1. All work shall be in accordance with revised plans by Northeast Wetland Restoration dated 4/13/03, as received by the Department on 10/9/03.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. DES coastal restoration staff shall be notified in writing prior to commencement of work and upon completion of restoration activities.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Orange construction fencing shall be placed at the limits of construction to prevent Phragmites rhizomes and stems from washing into other wetland areas.
6. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Construction equipment shall have specialized low ground pressure tracks, which impact less than four (4) pounds per square inch when loaded, or the permittee shall utilize timber or plywood mats beneath machines when driving over wetland areas.
8. Timber or plywood mats shall be utilized in all areas of the marsh where construction equipment is required to travel or turn multiple times over the same area.
9. All weight distribution mats shall be removed from the marsh within a minimum practicable time period.
10. Pre- and post-restoration monitoring shall be completed through the protocols set forth by the "Global Program of Action Coalition for the Gulf of Maine" (GPAC) and the "Monitoring Requirements for Saltmarsh Restoration Projects," NH Coastal Program, September 1998.
11. The permittee shall submit monitoring reports to the DES Wetlands Bureau according to the specifications stated in the above-listed protocols.

With Findings:

1. This project is considered a Minimum Impact Project per Rule Wt 303.04(t), as the project proposes to restore the native vegetation of an 8 acre degraded tidal wetland along Meadow Pond, part of the Hampton Seabrook estuary.
2. Phragmites is known to significantly reduce a number of important functions and values that tidal wetlands provide. The restoration activities are necessary to reduce the invasive Phragmites, which dominates the vegetative community at this location, and restore the native vegetation.
3. Pre and post restoration monitoring will be accomplished through the protocols developed by the GPAC for the Gulf of Maine and the NH OSP Coastal Program.
4. This project is a cooperative partnership between the Town of Hampton, the NH Coastal Program, the Jackson Estuarine Laboratory - University of NH, Northeast Wetland Restoration, and NH DES Wetlands Bureau.
5. DES Salt Marsh Restoration Technical Advisory Staff have been involved with the planning and development of this saltmarsh restoration project along with other project partners.
6. Results from this restoration activity will help coastal resource managers to better understand how to effectively reduce and eliminate invasive Phragmites.

2003-01877 NH DEPT OF TRANSPORTATION, DISTRICT ONE
BERLIN Unnamed Stream

Requested Action:

Maintenance dredge a total of 600 sq. ft. of two channels perpendicular to the road.

APPROVE PERMIT:

Maintenance dredge a total of 600 sq. ft. of two channels perpendicular to the road. NHDOT project #M105-10.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 1 dated 7/27/03, as received by the Department on August 21, 2003.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.

3. Construction equipment shall not be located within surface waters.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
5. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
6. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
7. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
8. Work shall be done during low flow.

2003-01900 CHARPENTIER JR, HENRY & SANDRA
WAKEFIELD Unnamed Wetland

Requested Action:

Dredge and fill 2,650 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a driveway/culvert crossing to access a single family house lot on a 17 acre parcel of land.

APPROVE PERMIT:

Dredge and fill 2,650 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a driveway/culvert crossing to access a single family house lot on a 17 acre parcel of land.

With Conditions:

1. All work shall be in accordance with plans by Land Technical Service Corp. dated August 5, 2003, as received by the Department on August 25, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
5. Proper headwalls shall be constructed within seven days of culvert installation.
6. Culvert outlets shall be properly rip rapped.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Work shall be done during low flow.

2003-01959 HECKLER, JOHN
SUNAPEE Lake Sunapee

Requested Action:

Approve After the Fact. Construct an 8 ft by 20 ft floating wharf accessed by a 6 ft wide access ramp hinged to two boulders on the shore on Lake Sunapee, Sunapee.

Conservation Commission/Staff Comments:

Con Com comment, this is the only access to lake.

APPROVE PERMIT:

Approve After the Fact. Construct an 8 ft by 20 ft floating wharf accessed by a 6 ft wide access ramp hinged to two boulders on the shore on Lake Sunapee, Sunapee.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on September 4, 2003.

2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. The wharf shall be reduced to 6 ft wide during the next maintenance or repair.
6. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.03(v).

2003-02001 NH DEPT OF TRANSPORTATION
DURHAM College Brook

Requested Action:

Reset 8 ft. of a dislodged 36 in. RCP, remove headwall and replace with plastic apron impacting 187 sq. ft. of a brook.

APPROVE PERMIT:

Reset 8 ft. of a dislodged 36 in. RCP, remove headwall and replace with plastic apron impacting 187 sq. ft. of a brook. NHDOT project #M605.

With Conditions:

1. All work shall be in accordance with plans by NHDOT District 6 as received by the Department on August 27, 2003.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Construction equipment shall not be located within surface waters.
5. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
7. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
8. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(x), repair or replace culverts and their associated headwalls.
2. The project is 1,500 feet from a natural community will not influence groundwater movement or increase stormwater flow and therefore is not major under Wt 303.02(k).

2003-02003 HOME DEPOT USA INC, THE
MERRIMACK Unnamed Wetland

Requested Action:

Fill 25 sq. ft. and temporarily impact 2,200 sq. ft. of palustrine forested/ scrub-shrub wetlands for work associated with the abandonment of two existing dug wells on the subject property.

APPROVE PERMIT:

Fill 25 sq. ft. and temporarily impact 2,200 sq. ft. of palustrine forested/ scrub-shrub wetlands for work associated with the abandonment of two existing dug wells on the subject property.

With Conditions:

1. All work shall be in accordance with plans by Sanborn, Head & Associates dated Aug. 03, as received by the Department on August 27, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Work shall be done during low flow.
4. A Well Abandonment Report shall be prepared by a licensed water well contractor and copies forwarded to NH DES, the Town of Merrimack and the Merrimack Village District.

FORESTRY NOTIFICATION

2003-02102 FOSS, GEORGE
EASTON Unnamed Stream

Conservation Commission/Staff Comments:
Per phone from Logger, road in Landaff, havest in Easton

COMPLETE NOTIFICATION:
Easton Tax Map 2, Lot# 32

2003-02146 YANKEE FOREST LLC, C/O WAGNER FOREST MGMT
GROTON Unnamed Stream

COMPLETE NOTIFICATION:
Groton Tax Map 6, Lot# 113

2003-02147 YANKEE FOREST LLC, C/O WAGNER FOREST MGMT
MILAN Unnamed Stream

COMPLETE NOTIFICATION:
Milan Tax Map 42, Lot# 02 Parcel R

2003-02149 KINGSBURY, MILDRED
WILMOT Unnamed Stream

COMPLETE NOTIFICATION:
Wilmot Tax Map 7, Lot# 54

2003-02167 CASAGRANDE, CARLA MARIA
KEENE Unnamed Stream

COMPLETE NOTIFICATION:
Keene Tax Map 910, Lot# 3

2003-02168 COLEMAN, THOMAS
MARLOW Unnamed Stream

COMPLETE NOTIFICATION:
Marlow Tax Map 405, Lot# 115

2003-02169 HEAL, EDWIN & DONNA
WENTWORTH Unnamed Stream

COMPLETE NOTIFICATION:
Wentworth Tax Map 10, Lot# 1-2 & 12-2A

2003-02170 PETERSON, HENRY
LITTLETON Unnamed Stream

COMPLETE NOTIFICATION:
Littleton Tax Map 270, Lot# 8

2003-02171 FOURNIER, DOUGLAS
LEMPSTER Unnamed Stream

COMPLETE NOTIFICATION:
Lempster Tax Map 11, Lot# 438,079

2003-02173 MEAD WESTVACO
DUMMER Unnamed Stream

COMPLETE NOTIFICATION:
Dummer Tax Map R1, Lot# 2

2003-02174 STINSON, WILLARD
LOUDON Unnamed Stream

COMPLETE NOTIFICATION:
Loudon Tax Map 31, Lot# 4

2003-02199 DOVENO, JACK
CAMPTON Unnamed Stream

COMPLETE NOTIFICATION:
Campton Tax Map 16, Lot# 15-04

2003-02200 MEADOWSEND SAWMILL
WEARE Unnamed Stream

COMPLETE NOTIFICATION:
Weare Tax Map 403, Lot# 10 & 11

2003-02201 KENT, RICHARD
SUTTON Unnamed Stream

COMPLETE NOTIFICATION:
Sutton Tax Map 6, Lot# 311-12 & 310-58

2003-02202 PHILLIPS EXETER ACADEMY
EXETER Unnamed Stream

COMPLETE NOTIFICATION:
Exeter Tax Map 71, Lot# 119

2003-02203 GREEN ACRE WOODLANDS INC
RUMNEY Unnamed Stream

COMPLETE NOTIFICATION:
Rumney Tax Map 11, Lot# 2-29

2003-02204 CASPERSEN, FINN
ORFORD Unnamed Stream

COMPLETE NOTIFICATION:
Orford Tax Map 7, Lot# 3

2003-02205 DOUCET, RODNEY
DUNBARTON Unnamed Stream

COMPLETE NOTIFICATION:
Dunbarton Tax Map B4, Lot# 4-1

2003-02226 TR DILLON LOGGING
BERLIN Unnamed Stream

Conservation Commission/Staff Comments:
No USGS map. Digitized from file map.

COMPLETE NOTIFICATION:
Berlin Tax Map 404, Lot# 48 & 51.1

2003-02227 TR DILLON LOGGING
BERLIN Unnamed Stream

Conservation Commission/Staff Comments:
No USGS map. Digitized from file map.

COMPLETE NOTIFICATION:
Berlin Tax Map 402/407, Lot# 32/13

2003-02228 TR DILLON LOGGING
BERLIN Unnamed Stream

COMPLETE NOTIFICATION:
Berlin Tax Map 414, Lot# 4

2003-02229 DICKIE, KENNETH & SANDRA
NEW DURHAM

COMPLETE NOTIFICATION:
New Durham Tax Map 1, Lot# 32 & 33

2003-02230 MOUTAIN VIEW REALTY TRUST, MARK STEVENS TTEE
ALTON Unnamed Stream

COMPLETE NOTIFICATION:
Alton Tax Map 5, Lot# 5

2003-02235 DREW, BJ & MARGARET
RICHMOND Unnamed Stream

COMPLETE NOTIFICATION:
Richmond Tax Map 5B, Map 6E

2003-02236 MORAN, JAMES
NORTHFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Northfield Tax Map R2, Lot# 3

2003-02238 ARWE, DOROTHY
KEENE Unnamed Stream

COMPLETE NOTIFICATION:

Keene Tax Map 914, Lot# 21

2003-02247 MEYERS, BRUCE
WINCHESTER Unnamed Stream

COMPLETE NOTIFICATION:

Winchester Tax Map 4, Lot# 72-4

EXPEDITED MINIMUM

1999-02209 ANTHONY C. BURACZYNSKI TRUST
CHESTERFIELD Spofford Lake

Requested Action:

Amend permit to replace deteriorated wall with concrete rather than riprap as originally approved. The original wall that was being replaced was concrete and boulders.

APPROVE AMENDMENT:

Replace 48 linear feet of deteriorated retaining wall with a new reinforced concrete retaining wall in the same size, location, and configuration on approximately 50 linear feet of frontage.

With Conditions:

1. All work shall be in accordance with revised plans by Robert E. Dion dated September 13, 2003 as received by the Department on September 24, 2003.
2. Wall replacement shall maintain existing size, location and configuration as depicted on the approved plan.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
5. Work shall be done during drawdown.
6. This permit does not authorize the use of machinery within surface waters. All work shall be done from the top of the bank.

2003-01198 WINDJAMMER REALTY TRUST, C/O CHARLIE KELLAR
MEREDITH Lake Winnepesaukee

Requested Action:

Reset 6 rocks on the end of a 75 linear ft breakwater in an "L" configuration, on an average of 117 ft of frontage on Meredith Bay, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. signed application

APPROVE PERMIT:

Reset 6 rocks on the end of a 75 linear ft breakwater in an "L" configuration, on an average of 117 ft of frontage on Meredith Bay, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated June 2, 2003, revised on October 7, 2003, as received by the Department on October 7, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
5. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
6. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. Repair shall maintain existing size, location and configuration.
10. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2003-01620 SAUVE, HERBERT
TUFTONBORO Lake Winnepesaukee

Requested Action:

Approve abutter request for reconsideration of the approval of a seasonal dock on 30 ft of frontage.

Conservation Commission/Staff Comments:

Con. Con. signed application.

APPROVE RECONSIDERATION:

Approve reconsideration and re-examine an approval for:

a 4 ft x 20 ft seasonal dock on an average of 30 ft of frontage on Tuftonboro Neck, Lake Winnepesaukee.

With Findings:

Standards for Approval

1. In accordance with RSA 482-A:3, Excavating and Dredging Permits, "[n]o person shall excavate, remove, fill, dredge or construct any structures in or on any bank, flat, marsh, or swamp, or in an adjacent to any waters of the state without a permit from the department."
2. In accordance with RSA 482-A:10,I., Appeals, "[a]ny person aggrieved by a decision made by the department under RSA

482-A:3...may apply for reconsideration by the department, and then may appeal to the wetlands council and to the superior court as provided in this section. A person aggrieved under this section shall include without limitation, the applicant and any person required to be noticed by mail in accordance with RSA 482-A:8 and RSA 482-A:9."

3. In accordance with Rule Wt 101.02, "Abutter means any person who owns property immediately adjacent and contiguous to the property on which the project will take place."

4. In accordance with Rule Wt 402.13, Frontage Less Than 75 ft, docks, or piers shall be no larger than 4 x 24 feet."

5. In accordance with Rule Wt 505.01,(h), Application Completeness Requirements, "[a]s part of the expedited minimum impact application,... the applicant shall provide the department with...[a]n accurate drawing with detailed dimensions clearly annotated to document existing site conditions and to show the impact of the proposed activity on areas in the department jurisdiction detailing the precise location of the project.

6. This project is classified as a minimum impact project per Rule 303.04(a), construction of a 2-slip seasonal dock.

Findings of Fact

7. The Appellant requesting reconsideration is a contiguous abutter.

8. The Applicant has an average of 30 ft of frontage on Lake Winnepesaukee.

9. The proposed seasonal docking facility meets the dimensions allowed on the frontage per Rule Wt 402.13.

10. The plans submitted illustrate that the shoreline is straight.

11. The photographs submitted depict an open frontage with no indication of bank slope.

12. The Appellant maintains that the plans submitted do not accurately depict the frontage.

13. The Appellant maintains that the photographs submitted show the wrong shoreline frontage.

14. The Appellant maintains that the bank is excessively steep and the Applicant has not explained how to access the proposed dock without worsening the existing erosion problem.

15. DES personnel conducted a site inspection on October 3, 2003. The inspection revealed that the photographs and plans did not accurately depict the frontage.

16. The Applicant did not address the erosion problems associated with accessing the site.

Rulings in Support of the Decision

17. The Applicant has failed to submit an accurate drawing showing the precise location of the project and the existing site conditions as required per Rule Wt 505.01(h).

18. The Applicant has failed to submit photographs which clearly show the area to be impacted as required per Rule Wt 505.01(i).

19. The Appellant has properly documented errors in the plans and photographs submitted, and therefore the Wetlands Bureau approves the reconsideration.

**2003-01628 STANFORD P.E., JAMES
BEDFORD Riddle Brook**

Requested Action:

Impact a total of 355 sq. ft. of jurisdictional wetlands area for work associated with the repairs of the headwalls and wingwalls of an existing culvert which carries North Amherst Road over Riddle Brook.

APPROVE PERMIT:

Impact a total of 355 sq. ft. of jurisdictional wetlands area for work associated with the repairs of the headwalls and wingwalls of an existing culvert which carries North Amherst Road over Riddle Brook.

With Conditions:

1. All work shall be in accordance with plans by S E A Consultants, Inc., as received by the Department on July 28, 2003.

2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

3. Work shall be done during low flow.

2003-01729 DENNEHY, MARGARET
HOOKSETT Unnamed Wetland

Requested Action:

Dredge and fill 229 sq. ft. of palustrine forested/ scrub-shrub wetlands and install culverts to upgrade an existing driveway crossing.

APPROVE PERMIT:

Dredge and fill 229 sq. ft. of palustrine forested/ scrub-shrub wetlands and install culverts to upgrade an existing driveway crossing.

With Conditions:

1. All work shall be in accordance with plans by Appledore Engineering, Inc. dated June 4, 2003, as received by the Department on August 11, 2003.
2. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
3. Proper headwalls shall be constructed within seven days of culvert installation.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work shall be done during low flow.

2003-01855 HOWARD, JOAN
WARREN Unnamed Stream

Requested Action:

Retain existing permitted forestry culvert crossing to provide access to a single family residence

Conservation Commission/Staff Comments:

Town of Warren has no Conservation Commission

APPROVE PERMIT:

Retain existing permitted forestry culvert crossing to provide access to a single family residence

With Conditions:

1. All work was in accordance with plans by the applicant, as received by the Department on October 9, 2003 and in accordance with the Forestry Notification #2002-2155 issued on October 4, 2002 by the Department.
2. This permit approval letter is contingent on approval by the DES Subsurface Systems Bureau.
3. All exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z), to provide access to a single family residence.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01872 721 MAMMOTH RD DEVELOPMENT, LLC
MANCHESTER Unnamed Wetland

Requested Action:

Temporarily impact and subsequently restore 392 sq. ft. of palustrine scrub-shrub wetlands to connect the municipal sewer to a proposed condominium site.

APPROVE PERMIT:

Temporarily impact and subsequently restore 392 sq. ft. of palustrine scrub-shrub wetlands to connect the municipal sewer to a proposed condominium site.

With Conditions:

1. All work shall be in accordance with plans by Keach-Nordstorm Associates, Inc. dated May 2003, as received by the Department on August 20, 2003.
2. Area shall be regraded to original contours following completion of work.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or other construction activities.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Temporary wetland impact area shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or it shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.

2003-01955 PRATT, DANIEL
GREENFIELD Unnamed Wetland

Requested Action:

Dredge and fill approximately 557 square feet of palustrine forested wetlands and install a 15" x 24' culvert to provide access to 1 lot of a 3-Lot subdivision

APPROVE PERMIT:

Dredge and fill approximately 557 square feet of palustrine forested wetlands and install a 15" x 24' culvert to provide access to 1 lot of a 3-Lot subdivision

With Conditions:

1. All work shall be in accordance with plans by David M. O'Hara & Associates dated August 12, 2003, as received by the Department on September 3, 2003 and Subdivision Plan dated August 25, 2003, as received by the Department on September 7, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of nontidal

jurisdictional wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01976 ROCKART, ELISE
NEW LONDON Pleasant Lake

Requested Action:

Repair in kind 31 linear feet of existing retaining wall on Pleasant Lake, New London.

Conservation Commission/Staff Comments:

Con Com signed Exp application, Fish and Game has no concerns.

APPROVE PERMIT:

Repair in kind 31 linear feet of existing retaining wall on Pleasant Lake, New London.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on September 5, 2003.
2. Area shall be regraded to original contours following completion of work.
3. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
4. Repair shall maintain existing size, location and configuration.
5. Retaining wall shall be constructed landward of the shoreline defined by the elevation of normal high water so as not to create land in public water.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v).

2003-01977 MACDONALD, JEANNE
NEW LONDON Pleasant Lake

Requested Action:

Resurface existing concrete dock with no more than 6 inches of concrete on Pleasant Lake, Elkins.

Conservation Commission/Staff Comments:

Con Com signed Exp application, Fish and Game has no concerns with the project.

APPROVE PERMIT:

Resurface existing concrete dock with no more than 6 inches of concrete on Pleasant Lake, Elkins.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on September 5, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. The concrete dock shall not be resurfaced more than 6 inches thick.

4. Repair shall maintain existing size, location and configuration.
5. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
7. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(v).

**2003-01979 RAYMOND FIRE DEPT, TOWN OF
RAYMOND Unnamed Stream**

Requested Action:

Impact approximately 40 square feet within the bed and banks of an unnamed perennial stream to install a dry hydrant for fire protection.

APPROVE PERMIT:

Impact approximately 40 square feet within the bed and banks of an unnamed perennial stream to install a dry hydrant for fire protection.

With Conditions:

1. All work shall be in accordance with plans by Ray Nash dated August 22, 2003, as received by the Department on September 5, 2003.
2. Work shall be conducted during low flow conditions.
3. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
5. The excavated trench shall be regraded to original contours, seeded and stabilized immediately following completion of work.
6. Dredged material not used to backfill the excavated trench shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
9. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
10. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
11. No fill shall be done for lot development.
12. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
13. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

With Findings:

1. The project is categorized as a Minimum Impact Project, per Administrative Rule Wt 303.04(w), as the project involves excavation of less than 10 linear feet within the bank of an unnamed perennial stream for installation of a dry hydrant.
2. The need for the proposed impacts has been demonstrated by the applicant per Rule Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.

2003-01980

BOUTILIER, GEORGE

RAYMOND Unnamed Pond

Requested Action:

Impact approximately 40 square feet within the bed and banks of an unnamed pond to install a dry hydrant for fire protection.

APPROVE PERMIT:

Impact approximately 40 square feet within the bed and banks of an unnamed pond to install a dry hydrant for fire protection.

With Conditions:

1. All work shall be in accordance with plans by Ray Nash dated August 16, 2003, as received by the Department on September 5, 2003.
2. Work shall be conducted during low flow conditions.
3. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
5. The excavated trench shall be regraded to original contours, seeded and stabilized immediately following completion of work.
6. Dredged material not used to backfill the excavated trench shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
7. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
8. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
9. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
10. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
11. No fill shall be done for lot development.
12. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
13. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

With Findings:

1. The project is categorized as a Minimum Impact Project, per Administrative Rule Wt 303.04(w), as the project involves excavation of less than 10 linear feet within the bank of an unnamed pond for installation of a dry hydrant.
2. In a letter dated July 28, 2003 the Town of Raymond Fire Department received written permission from the owner of Lot 15-3 (Raymond Tax Map 2), George Boutilier, to install and maintain the dry hydrant.
3. The need for the proposed impacts has been demonstrated by the applicant per Rule Wt 302.01.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction, in accordance with Rule Wt 302.03.

5. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.

2003-01981 CERSOSIMO INDUSTRIES INC
HILL Unnamed Stream

Requested Action:

Dredge and fill 685 square feet and install a 36-inch x 20 foot culvert in a stream for driveway access to a single family building lot.

Conservation Commission/Staff Comments:

The Conservation Commission signed this minimum impact application.

APPROVE PERMIT:

Dredge and fill 685 square feet and install a 36-inch x 20 foot culvert in a stream for driveway access to a single family building lot.

With Conditions:

1. All work shall be in accordance with plans by Robert C Stewart Jr. dated July 12, 2003, as received by the Department on September 5, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
4. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
6. Proper headwalls shall be constructed within seven days of culvert installation.
7. Culvert outlets shall be properly rip rapped.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
11. Work shall be done during low flow.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(z); Installation of a culvert, pole, or rock ford and associated fill to permit vehicular access to a piece of property for a single family building lot.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01982 PELLUM, WILLIAM
CAMPTON Bog Pond

Requested Action:

Impact 13 sqft of wetland to improve an existing driveway, temporarily impact 165 sqft of wetland to remove debris from fire damaged seasonal residence, permanently impact 28 sqft of wetland for support structure of new home adjacent to Bog Pond, Campton.

Conservation Commission/Staff Comments:
Con Com signed expedited application

APPROVE PERMIT:

Impact 13 sqft of wetland to improve an existing driveway, temporarily impact 165 sqft of wetland to remove debris from fire damaged seasonal residence, permanently impact 28 sqft of wetland for support structure of new home adjacent to Bog Pond, Campton.

With Conditions:

1. All work shall be in accordance with plans by Blue Moon Environmental, as received by the Department on September 5, 2003.
2. Dredged material and construction debris shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f).

2003-01983 MEEHAN JR, ROLAND
MILTON North East Pond

Requested Action:

Repair and replace 51 linear ft of an existing brick retaining wall with concrete block on an average of 51 ft of frontage on North East Pond, Milton.

Conservation Commission/Staff Comments:
Con. Com. signed application.

APPROVE PERMIT:

Repair and replace 51 linear ft of an existing brick retaining wall with concrete block on an average of 51 ft of frontage on North East Pond, Milton.

With Conditions:

1. All work shall be in accordance with plans by Green Monster Landscapes dated August 12, 2003, revised on September 22, 2003, as received by the Department on September 25, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
4. Dredged and removed material shall be placed outside of the jurisdiction of the DES Wetlands Bureau prior to new construction.
5. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Repair shall maintain existing size, location and configuration.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
10. Work shall be done during low flow.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2003-01984 SATCO REALTY TRUST, ARTHUR ANDERSON TRUSTEE
WAKEFIELD Lovell Lake

Requested Action:

Excavate 12 sqft behind full lake elevation to install a 6 ft by 3 ft by 2 ft concrete pad and attach a 6 ft by 30 ft seasonal dock on 101 ft of frontage on Lovell Lake, Wakefield.

Conservation Commission/Staff Comments:

Con Com signed Exp application

APPROVE PERMIT:

Excavate 12 sqft behind full lake elevation to install a 6 ft by 3 ft by 2 ft concrete pad and attach a 6 ft by 30 ft seasonal dock on 101 ft of frontage on Lovell Lake, Wakefield.

With Conditions:

1. All work shall be in accordance with plans as received by the Department on September 8, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. Seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 30 feet from the shoreline at full lake elevation.
6. The concrete pad shall be located entirely landward of full lake elevation and located behind the natural undisturbed shoreline.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(a).

2003-01985 FREMONT, TOWN OF
FREMONT Unnamed Pond

Requested Action:

Dredge and fill approximately 300 square feet within the bed and banks of an unnamed pond and adjacent scrub-shrub wetlands (including 10 linear feet of shoreline) for the installation of a dry hydrant for fire protection purposes.

Conservation Commission/Staff Comments:

John Whiteside of the Fremont Conservation Commission signed the Minimum Impact Expedited Application on 9/22/03.

APPROVE PERMIT:

Dredge and fill approximately 300 square feet within the bed and banks of an unnamed pond and adjacent scrub-shrub wetlands (including 10 linear feet of shoreline) for the installation of a dry hydrant for fire protection purposes.

With Conditions:

1. All work shall be in accordance with the plan entitled "A Dredge and Fill Plan for the Installation of a Dry Hydrant in an Existing Pond Located On Tax Map 3, Lot 169-58" by R.S.L. Layout & Design, Inc. dated August 27, 2003, as received by the Department on September 8, 2003.
2. Work shall be conducted during low flow conditions.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
4. Appropriate erosion and siltation controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate work area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
6. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
7. Area shall be regraded to original contours, seeded and stabilized immediately following completion of work.
8. Dredged material not used to backfill the pipe trench shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
11. No fill shall be done for lot development.
12. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
13. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

With Findings:

1. This is a Minimum Impact Project per Administrative Rule Wt 303.04(w), excavation of 300 sq. ft. of submerged and scrub-shrub wetlands (and less than 10 linear feet of shoreline) within the bank and bed of a pond for installation of dry hydrant.
2. The need for the proposed impacts has been demonstrated by the applicant per Rule Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction per Rule Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Rule Wt 302.04(b), Requirements for Application Evaluation, has been considered in the design of the project.

2003-02035 US PROPERTY INVESTMENT FUND LP
PORTSMOUTH Piscataqua River

Requested Action:

Replace sixteen (16) existing deteriorated guide piles and lateral supports at an existing wharf on the Piscataqua River.

APPROVE PERMIT:

Replace sixteen (16) existing deteriorated guide piles and lateral supports at an existing wharf on the Piscataqua River.

With Conditions:

1. All work shall be in accordance with plans by Appledore Engineering Inc. dated May 16, 1994, with revisions by Thomas Ryerson dated October 7, 2003, as received by the Department on October 8, 2003.
2. Any future work in jurisdiction as specified in RSA 482-A on this property will require a new application and approval by the Department of Environmental Services ("DES") Wetlands Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. Work shall be done during low tide.
5. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(x), piling maintenance or repair.
2. This approval is consistent with other tidal maintenance and repair approvals in the seacoast area.

TRAILS NOTIFICATION

2003-02113 FIFIELD, PETER
FRANKLIN Unnamed Stream

Conservation Commission/Staff Comments:

Mr. Fifield owns to the Franklin townline and DRED the Salisbury side TM 256, Lot# 8. The impacts are on the Fifield property.

COMPLETE NOTIFICATION:

Franklin Tax Map 60, Lot# 402

2003-02148 MUNRO FAMILY TRUST, C/O CHARLES BARRETT
WOLFEBORO Unnamed Stream

COMPLETE NOTIFICATION:

Wolfeboro Tax Map 216, Lot# 229-16

LAKES-SEASONAL DOCK NOTIF

2003-02208 GOULD, DONALD & MARILYN
EAST ANDOVER Highland Lake

COMPLETE NOTIFICATION:

East Andover Tax Map 17, Lot# 15 Highland Lake

2003-02210 PERLACK, DANIEL & MARY
PELHAM Little Island Pond

COMPLETE NOTIFICATION:

Pelham Tax Map 11, Lot# 333 Little Island Pond

2003-02211 JOHNSON, TIMOTHY
SWANZEY Swanzey Lake

COMPLETE NOTIFICATION:
Swanzey Tax Map 46, Lot# 9 Swanzey Lake

2003-02212 PESCHE, LEON
MOULTONBOROUGH Berry Pond

COMPLETE NOTIFICATION:
Moultonboro Tax Map 73, Lot# 28 Berry Pond

2003-02213 BERWEGER, RAY
WOLFEBORO Rust Pond

COMPLETE NOTIFICATION:
Wolfeboro Tax Map 245, Lot 28 Lake Winnepesaukee

2003-02215 SWINDELL, MURRAY
HOLDERNESS Squam Lake

COMPLETE NOTIFICATION:
Holderness Tax Map 218, Lot# 6 Squam Lake

ROADWAY MAINTENANCE NOTIF

2003-02209 NH DEPT OF TRANSPORTATION, DISTRICT 4
NELSON Unnamed Stream